

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GENESIS WILSON, ALIAKSANDRA
KULESH, NATALIA ZEMTSOVA,
YULIYA SYNYUK, TATIANA
LISOVSKAYA, MOHAMMED MOIN
UDDIN, KSENIA ARTATES,
ABDOULAYE NDIAYE, SANTIAGO
ORTIZ, and ABIGAIL HENNESSY, on
behalf of themselves and on behalf of all
others similarly situated,

Plaintiffs,

- against -

IZABELA MARINO, PETER
ROSSIGNUOLO a/k/a PETER ROSSI,
CRAIG PERRI, GIANCARLO
MONTESARCHIO, and FRATELLI
ITALIANI LLC,

Defendants.

ORDER

10 Civ. 2709 (PGG) (RWL)

PAUL G. GARDEPHE, U.S.D.J.:

On July 16, 2019, Plaintiffs' counsel Robert Wisniewski moved to withdraw as counsel for Plaintiffs Tatiana Lisovskaya and Santiago Ortiz. (Dkt. No. 391) Wisniewski's application was based on Lisovskaya and Ortiz's failure to maintain communication with him. As to Lisovskaya, Wisniewski stated that she had "previously expressed to me a desire to withdraw [as a plaintiff in the case]," but then stopped responding to his communications about this issue. (*Id.*) As to Ortiz, Wisniewski stated that he had not provided necessary information to pursue his claims, and had not responded to Wisniewski's communications about the case. (*Id.*) On December 11, 2019, Magistrate Judge Robert W. Lehrburger granted Wisniewski's motion to withdraw. (Dkt. No. 423) Neither Ortiz nor Lisovskaya has appeared in the case since that time.

Accordingly, by **September 15, 2020**, Ortiz and Lisovskaya will show cause as to why their claims in this action should not be dismissed for failure to prosecute, pursuant to Fed. R. Civ. P. 41(b). If Ortiz and Lisovskaya do not comply with this order, their claims will be dismissed for failure to prosecute.

Plaintiff's counsel is directed to serve a copy of this order on Ortiz and Lisovskaya at their last known addresses by overnight mail no later than **September 3, 2020**, and to file an affidavit of service on the docket thereafter.

Dated: New York, New York
September 2, 2020

SO ORDERED.

A handwritten signature in black ink, appearing to read "Paul G. Gardephe", written over a horizontal line.

Paul G. Gardephe
United States District Judge